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**From:** Ex. 5 - Personal Privacy McCarthy, Gina  
**Sent:** Sat 2/20/2016 4:54:33 PM  
**Subject:** Re: Weekend Report from R8

All great news Shawn. Thanks

Sent from my iPad

On Feb 20, 2016, at 11:39 AM, McGrath, Shaun <McGrath.Shaun@epa.gov> wrote:

### **Weekend Report from R8**

***Bonita Peaks Mining District NPL Listing (Gold King Mine)*** -- The Region sent a letter on Friday to Colorado Governor John Hickenlooper seeking the concurrence of the State of Colorado on adding the Bonita Peak Mining District to the Superfund National Priorities List. The letter is part of the process to determine a state's position on sites that EPA is considering placing on the NPL. Our letter requested a response from the State by Feb. 29, 2016. The Governor's Office called me after they had received the letter, and indicated that they believe the process is moving along well, and that they anticipated the Governor would be concurring on the listing. The Governor's Office also indicated that they believe Silverton and San Juan County will send letters of qualified support. The town and county are scheduled to take up the issue during a joint meeting scheduled Feb. 22. Finally, the Governor has been looking at options for funding Silverton and San Juan County for those costs related to GKM that EPA denied, something that is of great interest to the local elected officials, as well as the Congressional delegation. When you see Governor Hickenlooper this weekend, it may be worth expressing that we are encouraged by the progress on the NPL listing discussions, and thanking him for his leadership.

***Gov. Dalrymple and Oil & Gas in the Bakken*** -- On Jan. 11, Cynthia Giles, Carolyn Levine and I had a call with the ND delegation, including Senator Hoeven, Senator Heitkamp, Congressman Cramer, and Governor Dalrymple at their request. The purpose of the call was to discuss our work in ND to address air emissions from oil and gas operations in the Bakken. At the end of the call, the Governor and delegation members asked Dave Glatt and me to work through the concerns that had been raised on the call. It is possible Gov. Dalrymple could raise this with you this weekend. Since the call on the 11th, EPA and NDDH are having productive discussions and working closely together to identify the most effective ways to help bring companies into compliance, resolve any violations, and reduce harmful emissions from oil and gas operations in the Bakken. In addition, members of the ND oil and gas industry created the Bakken Upstream Air Task Force to evaluate tank system vapor control problems, air emissions, and engineering solutions. The task

force is using EPA's September 2015 Compliance Alert as a framework for these efforts. EPA and NDDH are participating in and providing technical assistance to the task force to facilitate compliance with the Clean Air Act and reduce harmful emissions. In general, I'm encouraged that Dave and I are making good progress on the areas of disagreements/concern that the State and delegation members had raised. We have more work and engagement ahead of us, but we are headed in a good direction.

**Uinta and Ouray Indian Reservation Proposed FIP for Existing Oil and Natural Gas Well Production Facilities --** In my report last week, I provided an update on our efforts to propose a FIP on the U&O Reservation. On Thursday, the U&O Council passed a resolution calling upon EPA to institute a reservation-specific FIP. This is great news, and should provide some positive momentum on the effort moving forward. Additionally, members of Council will be at HQ on Feb 22 to meet with Janet and members of her team to further discuss the proposed FIP.

Sent from my iPad